IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 115 OF 2006
IN
CRIMINAL APPLICATION NO.538 OF 2006

Shri Manoj Jeetpratap Singh. ...Applicant
V/s.
State of Maharashtra & Ors. ...Respondents

Shri Abhay Thorat for Applicant.
Ms.M.M. Deshmukh, APP for the State.
Shri Ganesh Gole for Respondent No.2.

CORAM : V.M. KANADE, J.

DATED : MAY 4, 2006

P.C. :-

. By order dated 20th February, 2006, the applicant was directed to add the original complainant and LIC as party respondent nos.2 and 3 and he was granted interim protection. Thereafter, the applicant appeared in the Court alongwith his Counsel and gave an undertaking to the Court that he will pay the balance amount which is due and payable within four months. The undertaking given by the applicant was accepted. It was recorded that after the payment was paid to the LIC, LIC will remove the lien on the mortgaged flat occupied by respondent no.2 after the money was received by them. The complainant also was directed to withdraw the complaint after the entire amount was paid by the applicant to the LIC. This matter was kept part heard

and was adjourned to 25th April, 2006 and thereafter, it was adjourned to 3rd May, 2006.

2. Learned Counsel for the applicant submits that his client has not contacted him and has not given him any instructions. He further submits that the amount has not been paid to the LIC as per the undertaking given by the applicant.

3. Under these circumstances, the anticipatory bail granted to the applicant is cancelled. The Investigating Agency may take prompt steps in arresting the applicant.

4. Office to issue Show Cause Notice to the applicant as to why action should not be taken against him under the provisions of the Contempt of Court Act for committing breach of the undertaking which was given to this Court. Show Cause Notice be made returnable on 12th June, 2006.

4. With these directions, both the applications are disposed of.

(V.M. Kanade, J.)